IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

	ED STATES OF AMERICA	9:04CB400
	Plaintiff,) 8:04CR499)
	vs.) DETENTION ORDER
ANTO	ONIO R. AZPEITIA,	,)
	Defendant.	<i>,</i>)
A [·]	Order For Detention Ifter conducting a detention hearing pursuan Inter conducting a detention hearing pursuan Inter con August 3, 2005, the Court orders the a Inter conduction of the court orders the a Inter conduction of the court orders the a Inter conduction of the court of the court orders the a Inter conduction of the court	
	will reasonably assure the appearance	ecause it finds: at no condition or combination of conditions of the defendant as required. no condition or combination of conditions
TI W	Firearms Registration and § 5861(d) carries a maxim (b) The offense is a crime of v (c) The offense involves a nare (d) The offense involves a large (2) The weight of the evidence agains (3) The history and characteristics of (a) General Factors: The defendant appear affect whether the defendant has not the defendant has not the defendant is not the defendant is not the defendant is not the defendant is not the defendant in the defendant is not the defendant in the defendant is not the defendant in the defendant in the defendant is not the defendant in the def	Report, and includes the following: offense charged: short shotgun not registered in the National Transfer Record in violation of 26 U.S.C. tum sentence of ten years imprisonment. violence. rectic drug. ge amount of controlled substances, to wit: st the defendant is high. the defendant including: ars to have a mental condition which may fendant will appear. o family ties in the area. o steady employment. o substantial financial resources. a long time resident of the community. not have any significant community ties.

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	 Probation Parole Release pending trial, sentence, appeal or completion of sentence. (c) Other Factors: X The defendant is an illegal alien and is subject to deportation. The defendant is a legal alien and will be subject to deportation if convicted. The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
X (4)	The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charge in the Indictment, the defendant's criminal history to include an active Protection Order, the defendant's prior

D. Additional Directives

United States.

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

 The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

use of aliases and false identification, and the defendant's illegal status in the

- 2. The defendant be afforded reasonable opportunity for private consultation with counsel: and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: August 4, 2005. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge